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In re Interim Patent Term Extension of U.S. Patent No. 4,373,527

Patentee Robert E. Fischell

Assigner: The Johns Hopkins University

Issue Date: February 15, 1983

From: Stephen B. Maebius

Sender's Direct Dial: 202 672 5569

Date: October 13, 2000

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No. 047711/0100

In re INTERIM PATENT TERM EXTENSION OF U.S. Patent No. 4,373,527

Patentee:

Robert E. FISCHELL

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Assistant Commissioner for Patents Washington, E.C. 20231

**PETITIONS OFFICE** 

Sir:

Patentee filed a Request for Reconsideration of Notice of Final Determination of Ineligibility on May 8, 2000. The U.S. Patent Office indicated that it is trying to get a response from the FDA to a letter dated March 27, 2000, from Karyn Tyson of the U.S. Patent Office to Mr. David T. Read of the FDA. It has been 7 months since that letter was sent. The patentee hereby requests a status report.

The patentee is required to file a renewed application for interim extension during a period that starts 60 days before the first year interim extension expires, but in this case, patentee has not yet even been granted the first extension, and the first-year period is drawing to a close.

Respectfully submitted,

kt. [3, 2000

**FOLEY & LARDNER** 

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Stephen B. Maebius Attorney for Applicant Registration No. 35,264

cc: Mr. David T, Read

Acting Director Regulatory Policy Staff, CDEV

Food and Drug Administration 1451 Rockville Pike, HFD-7 Rockville, Varyland 20852